

November 16, 2004

November Sixteenth

20-----04

The second regular Meeting of City Council was held on the above date at 7:00 p.m. in the Council Chambers located on the Fourth floor of the Municipal Building. The following Council Members were present: Ruby B. Archie, P. A. "Pete" Castiglione, Jr., E. Stokes Daniels, Jr., Mayor John C. Hamlin, T. David Luther, Sherman M. Saunders, H. Phillip Smith, and Vice-Mayor R. Wayne Williams, Jr. (8).

Staff members present were City Manager Jerry L. Gwaltney, Assistant City Manager for Utilities Joseph C. King, Assistant City Manager for Government Affairs Todd M. Yeatts, Finance Director Aubrey D. Dodson, City Attorney W. Clarke Whitfield, Jr., and City Clerk Annette Y. Crane, CMC.

Other Staff Members present were Transportation Services Director Marc Adelman, Economic Development Director Ron Bunch, and Human Services Director Gwendolyn Edwards.

Mayor Hamlin presided.

#### **INVOCATION AND PLEDGE OF ALLEGIANCE**

Council Member Stokes Daniels offered the invocation. The Pledge of Allegiance to the Flag followed.

#### **ANNOUNCEMENTS AND SPECIAL RECOGNITION**

Mayor Hamlin recognized and proclaimed the week of November 14-20, 2004 as the 84<sup>th</sup> Annual Observance of American Education Week. School Board Member Helm Dobbins accepted the proclamation on behalf of Interim School Superintendent Dr. Sue Davis and School Board Chairman Rev. George Wilson. Mr. Dobbins expressed appreciation to Mayor Hamlin for the gracious and meaningful thought.

Council Member Archie recalled that in the proclamation it stated that the schools are our backbone. Mrs. Archie said that schools also represent the jawbone. She said students began early chewing on information so they can work toward developing strong backbones to become our City's future.

#### **COMMUNICATIONS FROM VISITORS**

Mayor Hamlin recognized Robin Jennings, a student at Old Dominion University. Ms. Jennings is employed at the Institute for Advanced Learning and Research as Coordinator of Educational Activities and Services. Ms. Jennings said she was also an Adjunct Faculty member at Danville Community College in the Dental Hygiene department.

November 16, 2004

Ms. Jennings said a new program was being developed by the American Dental Hygiene Association to provide dental hygienists with advanced training and that a law was before the General Assembly that would allow hygienists to administer anesthesia; then, hygienists could work in clinics that would provide oral health care to low-income clients. This would assist in alleviating little or no dental care because of inability to pay.

Ms. Jennings requested assistance from Council in the form of providing access to care with funds, transportation, or free space in a city-owned building. She said that Martinsville was in the process of obtaining Local, State, and Federal funding to construct a modern six-chair clinic. The clinics would provide comprehensive dental care. Fees for the services would be on a sliding scale based on ability to pay. The clinic would also serve as a teaching tool for fourth-year dental students under supervision.

Ms. Jennings said that according to a report by the Surgeon General, there remain serious disparities in oral health care. She said one in four Americans live in homes with a family income of \$17,000 or less for a family of four. Dental Hygienists could play a crucial role in resolving oral health care problems by providing low-cost care.

Council Member Castiglione thanked Ms. Jennings for the presentation, stating that he was unaware of the enormity of hygiene problems in the City and across the State.

Council Member Daniels said he felt good dental hygiene should be taught in schools and at home. Ms. Jennings said it was not taught because there was not enough education about dental hygiene available in schools or among parents.

Mayor Hamlin requested Ms. Jennings to give an update to the city administration when all aspects of the issue had been ironed out. At that time, City Council would be in a better position to determine how it could assist. Ms. Jennings agreed to do so.

## **MINUTES**

Upon Motion by Council Member Daniels and second by Council Member Archie, Minutes of the November 4, 2004 Council Meeting were approved as presented. Draft copies had been distributed to Council Members prior to the Meeting.

## **HEARING-BUDGET AMENDMENTS-FY 2004-2005**

Mayor Hamlin announced the following budget items (Items VII-B 2-3) has been previously discussed by Council and introduced for First Reading at the November 4, 2004 Council Meeting and would be further considered during the Public Hearing. He said that after the Hearing was closed, there would be no separate discussion on these items and they would be enacted by one motion. If a Council Member or citizen desired further discussion, the item(s) would be removed from the consent process and considered separately.

November 16, 2004

Mayor Hamlin opened the floor for a Public Hearing to consider amendments to the Fiscal Year 2004-2005 Budget Appropriation Ordinance. Notice of the Hearing had been duly published in the Danville Register and Bee on November 9, 2004. No one present desired to be heard and the Public Hearing was closed.

Upon Motion by Council Member Smith and second by Vice-Mayor Williams, Ordinance No. 2004-11.05 amending the Fiscal Year 2004-2005 Budget Appropriation Ordinance by appropriating Comprehensive Services Act funds and providing local matching funds for a total amount of \$2,343,427 was adopted by the following vote:

VOTE: 8-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Saunders,  
Smith and Williams (8)  
NAY: None (0).

Upon Motion by Council Member Smith and second by Vice-Mayor Williams, Ordinance No. 2004-11.04 amending the Fiscal Year 2004-2005 Budget Appropriation Ordinance to provide for a grant from the Commonwealth of Virginia, Department of Aviation for terminal building improvements in the amount of \$200,000 and for the local share in the amount of \$50,000 for a total appropriating of \$250,000 and appropriating the same was adopted by the following vote:

VOTE: 8-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Saunders,  
Smith and Williams (8)  
NAY: None (0).

#### **REAPPOINT DONALD MOORE TO HOUSING AUTHORITY**

Council Member Vice-Mayor Williams moved the adoption of a Resolution entitled:

#### **RESOLUTION NO. 2004-11.05**

A RESOLUTION REAPPOINTING DONALD P. MOORE AS A MEMBER OF THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY BOARD OF COMMISSIONERS.

The Motion was seconded by Council Member Saunders and adopted by the following vote:

VOTE: 8-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Saunders,  
Smith and Williams (8)  
NAY: None (0).

#### **BUDGET AMENDMENT-FY 2004-2005-NESTLE' INCENTIVE PACKAGE**

November 16, 2004

Upon Motion by Council Member Luther and second by Council Member Castiglione, an Ordinance entitled:

ORDINANCE NO. 2004-11.06

AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUES FROM THE GENERAL FUND FOR A CITY TECHNOLOGY ENHANCEMENT GRANT FOR THE NESTLE' EXPANSION INCENTIVE PACKAGE FOR A TOTAL APPROPRIATION IN THE AMOUNT OF \$150,000 AND APPROPRIATING SAME

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

**APPOINT T. WAYNE OAKES TO DANVILLE CITY COUNCIL**

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-11.06

A RESOLUTION APPOINTING T. WAYNE OAKES AS A MEMBER OF THE COUNCIL OF THE CITY OF DANVILLE FOR THE UNEXPIRED TERM OF ALBERT K. "BUDDY" RAWLEY, ENDING JUNE 30, 2006.

Council Member Castiglione seconded the Motion.

Council Member Saunders said he would vote "no." He said it was not a vote against Mr. Oakes, but that he did not know Mr. Oakes very well. Mr. Saunders said the interview with Mr. Oakes went very well, he had lots of experience that would be helpful, and should Mr. Oakes be appointed, he looked forward to working with him.

The Resolution was adopted by the following vote:

VOTE: 7-1  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Smith and Williams (7)  
NAY: Saunders (1).

**COMMUNICATIONS**

City Manager Gwaltney called attention to a report from the Police Department relating to the trespass enforcement ordinance adopted on May 6 by City Council. Council Member Luther had requested a report at the end of six months.

Mr. Gwaltney advised that the Pittsylvania County Board of Supervisors had recommended during a meeting with local leaders today that the Pittsylvania County-

November 16, 2004

Danville Joint Industrial Park be named "Cane Creek Center." He said it was also suggested that the road into the park be named "Cane Creek Boulevard."

Mr. Gwaltney called attention to information relating to a City Charter change that will be presented to Council during the first meeting in December. The change relates to the selection of school board members and changes to the State Code section numbering. In November 2003, a referendum passed to allow for elected school boards in Danville.

There were no communications from the City Attorney and City Clerk.

### **ROLL CALL**

Council Member Archie announced she had attended the annual Senior Citizens Thanksgiving luncheon on Wednesday of last week. She said the seniors put on a wonderful musical program and said she would like to have seen more Council Members present for the festivities.

Council Member Castiglione stated he was very proud of the efforts put forth by the merchants in Danville during the statewide student leadership conference held at the Institute for Advanced Learning and Research over the past weekend. He said the facilities and programs were wonderful and the student evaluations praised the city and the facilities highly. He thanked WBTV and WAKG radio stations for their support during the entire weekend.

Council Member Daniels advised that in answer to his request to the U. S. Postal Service (USPS) to review possible traffic hazards along the postal delivery route on Piney Forest Road, he had received correspondence from USPS. Mr. Daniels said that in the letter, USPS officials advised they had conducted a study along the route and found there were no accidents during the times of the study. Mr. Daniels gave the letter to City Manager Gwaltney for further consideration.

Mayor Hamlin extended congratulations to newly elected Council Member Wayne Oakes and stated he looked forward to working with him. He thanked the Committee on Appointments for their excellent work during the entire process of selecting Mr. Oakes for the position.

Council Members Luther and Saunders welcomed Mr. Oakes to City Council. Mr. Saunders reiterated that his "no" vote in no way was a vote against Mr. Oakes and that he looked forward to working with him.

Vice-Mayor Williams thanked the Committee on Appointments and the entire Council for the excellent job during the interview process. He publicly thanked all ten (10) candidates for their willingness to step forward for service on City Council and welcomed Mr. Oakes to City Council. Dr. Williams said the process developed by the Mayor's Task Force on Council Appointments was followed to the letter and it had worked very well.

November 16, 2004

### **CLOSED MEETING**

At 7:45 P. M. Mayor Hamlin recognized Vice-Mayor Williams who moved that the meeting be recessed and that Council immediately convene in Closed Meeting for discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made as permitted by Subsection (A) (5) of Section 2.2-3711 of the Code of Virginia, 1950, as amended, and more specifically to consider an economic development update to discuss both a prospective industry and the expansion of an existing business or industry where no previous announcement has been made. The Motion was seconded by Council Member Castiglione and carried unanimously.

At 8:35 P.M. Council reconvened in open session and Vice-Mayor Williams moved that Council adopt the following Resolution.

### **CERTIFICATE OF CLOSED MEETING**

WHEREAS, the Council convened in Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia, 1950, as amended, requires a Certification by the Council that such Closed Meeting was conducted in conformity with Virginia Law;

NOW, THEREFORE, BE IT RESOLVED that the Council hereby certifies that, to the best of each Member's knowledge, (i) only public business matters lawfully exempted by the open requirements of Virginia Law were discussed in the Closed Meeting to which this Certification Resolution applies, and (ii) only such public business matters as were identified in the Motion convening the Closed Meeting were heard, discussed, or considered by the Council.

The Motion was seconded by Council Member Archie and adopted by the following vote:

VOTE:	8-0
AYE:	Archie, Castiglione, Daniels, Hamlin, Luther, Saunders, Smith and Williams (8)
NAY:	None (0).

The Meeting adjourned at 8:37 P.M.

November 16, 2004

---

MAYOR

---

CLERK